

United States Courts
Southern District of Texas
FILED

OCT 23 2003

BC

Michael N. Milby, Clerk

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION

In re ENRON CORPORATION SECURITIES
LITIGATION

§ CIVIL ACTION NO. H-01-3624

§
§ (Consolidated)
§

This Document Relates To:

MARK NEWBY, et al., individually and On
Behalf of All Others Similarly Situated,

Plaintiffs,

vs.

ENRON CORP. et al.,

Defendants.

§
§ **DECLARATION OF SHAWNA L.**
§ **BALLARD IN SUPPORT OF PARTIAL**
§ **OBJECTION BY PUTATIVE CLASS**
§ **MEMBERS TO LEAD PLAINTIFF'S**
§ **AMENDED MOTION FOR CLASS**
§ **CERTIFICATION**
§

THE REGENTS OF THE UNIVERSITY OF
CALIFORNIA, et al., Individually and On
Behalf of All Others Similarly Situated,

Plaintiffs,

vs.

KENNETH L. LAY, et al.,

Defendants.

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U.S. COURTS
SOUTHERN DISTRICT
OF TEXAS

1790

DECLARATION OF SHAWNA L. BALLARD

I, Shawna L. Ballard, declare:

1. I am an attorney at law duly licensed to practice before all courts of the State of California and am a partner with the law firm of Hennigan, Bennett & Dorman LLP, attorneys of record for plaintiffs in the action pending in the Los Angeles Superior Court entitled Pacific Investment Management Company, LLC, et al. v. Citigroup, Inc., et al., Case No. 02CC00300 (the "PIMCO action").

2. I am one of the attorneys at Hennigan, Bennett & Dorman LLP assigned to the PIMCO action and I am, therefore, familiar with the file in that action. I have personal knowledge of the facts stated herein, and, if called as a witness, I could and would testify competently thereto.

3. Attached hereto as Exhibit 1 is a true and correct copy of the First Amended Complaint filed in the PIMCO action on October 22, 2002.

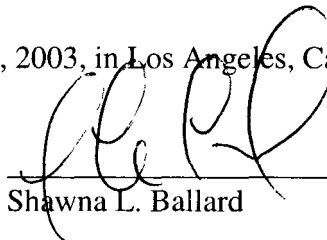
4. Attached hereto as Exhibit 2 are true and correct copies of excerpts from Osprey Trust Offering Memorandum dated September 16, 1999.

5. Attached hereto as Exhibit 3 are true and correct copies of excerpts from the Osprey Trust Offering Memorandum dated September 28, 2000.

6. Attached hereto as Exhibit 4 is a true and correct copy of the Donaldson, Lufkin & Jenrette Osprey Trust offering summary.

7. Attached hereto as Exhibit 5 is a true and correct copy of excerpts from Appendix E (Prepay Transactions) to Second Interim Report of Neal Batson, Court-Appointed Examiner.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct. Executed on October 22, 2003, in Los Angeles, California.



Shawna L. Ballard

The Exhibit(s) May
Be Viewed in the
Office of the Clerk